



September 13, 2021  
Special Board Meeting  
Packet



**Agua Special Utility District**  
P. O. Box 4379 | Mission, Texas | 78573-0075  
(956) 585-2459 | FAX (956) 585-1516

**Special Meeting of the Board of Directors**  
Agua S.U.D. Administration Building  
3120 North Abram Road  
Palmview, Texas

September 13, 2021  
6:00 PM  
AGENDA

**Board of Directors**  
Homero Tijerina, President  
Ivan Sandoval, Vice-President  
Maribel Diaz, Secretary  
Esmeralda H. Solis, Treasurer  
Lloyd Loya, Director  
Cesar Rodriguez, Jr., Director  
Adolfo Arriaga, Director

A SPECIAL MEETING OF THE AGUA SPECIAL UTILITY DISTRICT'S BOARD OF DIRECTORS WILL BE HELD AT THE DISTRICT'S ADMINISTRATION BUILDING, 3120 NORTH ABRAM ROAD, PALMVIEW, TEXAS, ON MONDAY, SEPTEMBER 13, 2021 AT 6:00 PM. THE MEETING MAY ALSO BE VIEWED BY VIDEOCONFERENCE VIA A COMPUTER, TABLET OR SMARTPHONE AT THE LINK SHOWN <https://global.gotomeeting.com/join/417087597> OR VIA DIAL IN USING YOUR PHONE AT 1 (646) 749-3122 AND ACCESS CODE: 417-087-597.

DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

1. Call to Order
  - a. Roll Call
  - b. Public Comments
2. Minutes
  - a. Approval of minutes for the September 2, 2021 Agua Board Meeting
3. Discussion and possible action on approval to revise the Rules of Procedures, Conduct and Decorum of the Agua SUD Board Meetings.
4. Discussion and possible action regarding the interview, evaluation and selection of applicants for employment as General Manager of the District. ***This matter may be taken into Executive Session pursuant to Texas Open Meetings Act and Texas Gov. Code Section 551.074, Personnel Matters.***
5. Discussion and possible action on extension of authority to negotiate employment contract with applicants for General Manager position. ***This matter may be taken into Executive Session pursuant to Texas Open Meetings Act and Texas Gov. Code Section 551.074, Personnel Matters and Section 551.071, Consultations with Attorney.***

6. Discussion and possible action approving employment agreement with selected candidate for position of General Manager of the District. *This matter may be taken into Executive Session pursuant to Texas Open Meetings Act and Texas Gov. Code Section 551.074, Personnel Matters and Section 551.071, Consultations with Attorney.*
7. Discussion and possible action appointing interim General Manager for the District. *This matter may be taken into Executive Session pursuant to Texas Open Meetings Act and Texas Gov. Code Section 551.074, Personnel Matters and Section 551.071, Consultations with Attorney.*
8. Adjournment.

Notice of Special Meeting of the  
Agua Special Utility District Board of Directors

Notice is hereby given that on the 13<sup>th</sup> day of September, 2021 the Board of Directors of Agua Special Utility District will hold a special meeting at 6:00 p.m. at the Agua Administration Building, 3120 North Abram Rd., Mission, Texas 78572. The subjects to be discussed are listed on the agenda, which is attached to and made part of this notice.

If, during the course of the meeting covered by this Notice, the Board of Directors should determine that a closed or executive meeting or session of the Board is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Board at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

- 551.071 Consultation with Attorney.
- 551.072 Deliberation regarding real property.
- 551.073 Deliberation regarding prospective gifts.
- 551.074 Personnel Matters.
- 551.076 Deliberation regarding security devices or security audits.
- 551.0785 Deliberation involving medical or psychiatric records of individuals.
- 551.084 Investigation; exclusion of witness from hearing.
- 551.087 Deliberation regarding economic development negotiation.
- 551.088 Deliberation regarding test item.

Should any final action, final decision, or final vote be required in the opinion of the Board of Directors with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the Board of Directors upon notice thereof; as the Board shall determine.

On this the 10<sup>th</sup> day of September, 2021 was posted on the Agua SUD official website and in a place convenient to the public in the bulletin board at Agua Special Utility District, 3120 North Abram Rd. Palmview, Texas 78572 at 5:00 p.m. on said date.

\_\_\_\_\_  
/s/  
Pamela Perez, Project Manager

ITEM 2. a.

# **AGUA SPECIAL UTILITY DISTRICT**

Regular Meeting of the Board of Directors  
Agua SUD Administration Building  
3120 North Abram Road  
Palmview, Texas

6:00 p.m., September 2, 2021

## **MINUTES OF SPECIAL “VIRTUAL” MEETING**

1. The meeting was called to order by Mr. Homero Tijerina at 6:00 p.m., September 2, 2021, at which time Mr. Tijerina acknowledged the presence of the following Elected Members of the Board of the Agua SUD:

Directors Present:

Mr. Homero Tijerina  
Mr. Ivan Sandoval  
Mr. Lloyd Loya  
Mr. Cesar Rodríguez, Jr.

Directors Absent:

Ms. Maribel Diaz  
Mrs. Esmeralda H. Solis  
Mr. Adolfo Arriaga

A quorum of the members of the Agua SUD being present, the meeting was duly convened.

Public Comment:     None received.

2. The Board of Directors reviewed and adopted minutes of the May 6, 2021 Agua Board Meeting. The motion was made by Mr. Ivan Sandoval and seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board. The Board of Directors reviewed and adopted minutes of the May 24, 2021 Agua Special Board Meeting. The motion was made by Mr. Cesar Rodríguez, Jr. and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.

Due to time constrain, the Board passed and took up items 7, 4, 11 and 5 from the listing on the regular agenda for the meeting. The motion was made by Mr. Lloyd Loya and seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board.

7. The Board of Directors approved Resolution setting public hearing on Friday, October 8, 2021 to consider amendments to land use assumptions, capital improvement plan and impact fees and publish notice in newspaper on September 8, 2021. The motion was made by Mr. Lloyd Loya and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
4. The Board of Directors approved Resolution accepting all project infrastructure and officially closing construction project with L&G Concrete Construction, Inc., for Agua SUD's Palmview Wastewater Collection System Phase 1, Group B&F. The motion was made by Mr. Lloyd Loya and seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board.
11. The Board of Directors approved escrow agreement with City of Sullivan City pertaining to materials for water line to city library. The motion was made by Mr. Lloyd Loya and seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board.
5. The Board of Directors approved Resolution amending the Agua SUD employee policy handbook. The motion was made by Mr. Lloyd Loya and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.

At 6:10 p.m., Mr. Ivan Sandoval moved for adjournment. Motion was seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board.

Approved, the \_\_\_\_ of September, 2020

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Homero Tijerina, President, Agua SUD

Attested by:

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Maribel Diaz, Secretary, Agua SUD